



The Montana Department of Natural Resources & Conservation

2026 Distributions - Remark Index

E003 - Hyalite Creek

Water Right Number	REMARK
<u>41H 58294 00</u>	THIS PERMIT INCREASES THE VOLUME OF HYALITE RESERVOIR FROM 7,850 AC-FT TO 10,184 AC-FT BY INCREASING THE DAM HEIGHT. THE ADDITIONAL WATERS STORED WILL BE RUNOFF WATER.
<u>41H 103596 00</u>	THAT PORTION TO BE CHANGED SHALL NOT EXCEED 2.4 CFS UP TO 826.2 ACRE-FEET PER YEAR.
<u>41H 103603 00</u>	FLOW RATE FOR THIS WATER RIGHT WILL EVENTUALLY BE DIVIDED AS FOLLOWS: ECKSTEIN 11.63 GPM LOT 1 AND 2 GUGGENHEIM/CARTER 5.87 GPM LOT 3 MARLOW 5.96 GPM LOT 4
<u>41H 119496 00</u>	ALSO KNOWN AS MIDDLE CREEK RESERVOIR PROJECT THE CLAIMANT MUST COMPLY WITH THE REQUIREMENTS OF TITLE 85, CHAPTER 2, PART 4 OF THE MONTANA CODE ANNOTATED BEFORE CONTRACTING TO SELL WATER TO ANY PARTY FOR ANY USE OTHER THAN IRRIGATION, STOCK OR MUNICIPAL IN THE GALLATIN VALLEY. SEE MASTERS REPORT, WATER COURT CASE 76HE-166 (5/12/2000). THIS CLAIM IS SUBJECT TO THE TERMS OF A STIPULATION FILED WITH THE MONTANA WATER COURT ON 06/20/1996 IN CASE 41H 298.
<u>41H 119959 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 119960 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 119962 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 119963 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 119964 00</u>	

E003 - Hyalite Creek

[illegible]

E003 - Hyalite Creek

Water Right Number	REMARK
<u>41H 119977 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 119978 00</u>	COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.
<u>41H 120536 00</u>	FARMERS CANAL DELIVERS WATER TO ITS USERS THROUGH A MULTITUDE OF LATERAL DITCHES AND NATURAL SOURCES, INCLUDING BUT NOT LIMITED TO: ALSOP DITCH, MONTANA STATE UNIVERSITY DITCH, WYLIE DITCH, MINDER DITCH AND EAST MINDER DITCH, BAXTER DITCH, BECK AND BORDER DITCH, HARMON DITCH, MAYNARD BORDER DITCH, SPRING DITCH OR SPRING COULEE, SECTION LINE DITCH, BAXTER BORDER DITCH, WESTLAKE DITCH, NELSON STORY DITCH, MANLEY DITCH AMONG OTHERS; SOUTH COTTONWOOD CREEK, DRY CREEK, HYALITE OR MIDDLE CREEK, MCDONALD CREEK, WYLIE CREEK, AAKJER CREEK, BAXTER CREEK, SPRING CREEK AND EAST DRY CREEK, AMONG OTHERS. FLOW RATE FOR THIS RIGHT IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURE AND THE CONVEYANCE SYSTEM. THE PURPOSE OF THIS WATER RIGHT IS LIMITED TO SALE AND DISTRIBUTION TO SHAREHOLDERS AND OTHERS FOR IRRIGATION USE.
<u>41H 126869 00</u>	PUMP IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.
<u>41H 126877 00</u>	FOR EXACT LOCATION OF POINT OF DIVERSION, SEE MAP IN THE CLAIM FILE.
<u>41H 132198 00</u>	THIS WATER RIGHT IS SUBJECT TO A PRIVATE AGREEMENT LOCATED IN THE CASE AND CLAIM FILES.
<u>41H 132209 00</u>	THIS WATER RIGHT SHALL BE SUBORDINATE IN PRIORITY TO WATER RIGHTS 41H 119976-00, 41H 119977-00, 41H 119978-00 AND 41H 210904-00 ISSUED IN THE NAME OF MIDDLE CREEK DITCH COMPANY PURSUANT TO A STIPULATION FILED 1/4/1999 LOCATED IN THE CASE FILE FOR CASE 41H-270. THIS WATER RIGHT IS SUBJECT TO A PRIVATE AGREEMENT LOCATED IN THE CASE AND CLAIM FILES.
<u>41H 138744 00</u>	WATER FROM HYALITE CREEK IS CONVEYED THROUGH THE WEST GALLATIN CANAL TO A SECONDARY DIVERSION AT SE NE NW SEC 33 T2S R5E WHENCE IT IS CARRIED BY AN UNNAMED DITCH TO THE PLACE OF USE.
<u>41H 138745 00</u>	WATER FROM HYALITE CREEK IS CONVEYED THROUGH THE WEST GALLATIN CANAL TO A SECONDARY DIVERSION AT SE NE NW SEC 33 T2S R5E WHENCE IT IS CARRIED BY AN UNNAMED DITCH TO THE PLACE OF USE.
<u>41H 138866 00</u>	THE WATER RIGHT NUMBERS 41H 138866-00 & 41H 30162240 SHARE A FLOW RATE OF 3.75 CFS. THE WATER RIGHT WILL BE OPERATED IN THE FOLLOWING MANNER: AS SHOWN IN DEED. THIS AUTHORIZATION IS ASSOCIATED TO 41H-W138867-01, 41H-W138868-00, AND 41H-W138869-01. THEY HAVE OVERLAPPING PLACES OF USE.
<u>41H 141023 00</u>	THE PLACE OF USE IS LIMITED TO THE W2NE4 & NW4 E OF CENTERLINE OF MIDDLE CREEK LESS HWRW & COS 2791 THE POINT OF DIVERSION IS LIMITED TO THE W2NE4 & NW4 E OF CENTERLINE OF MIDDLE CREEK LESS HWRW & COS 2791 THIS WATER RIGHT IS SUBJECT TO A PRIVATE AGREEMENT FILED IN WATER COURT CASE 41H-0113-R-2023.

E003 - Hyalite Creek

Water Right Number

REMARK

41H 141023 00

41H 141027 00

THIS WATER RIGHT IS SUBJECT TO A PRIVATE AGREEMENT LOCATED IN THE CASE AND CLAIM FILES.

41H 148464 00

THIS WATER RIGHT SHALL BE USED FOR FLOODWATER PURPOSES ONLY AND SHALL BE SUBORDINATE IN PRIORITY TO ANY WATER RIGHT OR PERMIT OWNED BY OR WHICH BENEFITS THE CITY OF BOZEMAN OR THE MIDDLE CREEK DITCH COMPANY, OR THEIR SUCCESSORS IN INTEREST.

41H 150741 00

15074001 IS FURTHER SUBJECT TO THE ATTACHED FINAL ORDER MARKED EXHIBIT "A" AND MADE A PART THEREOF.

THE APPROPRIATORS SHALL SUBMIT TO THE BOZEMAN WATER RESOURCES DIVISION FIELD OFFICE THE ELECTRICAL POWER USE RECORDS (BEGINNING AND YEAR'S END), THE MAKE AND MODEL OF THE PUMP AND MOTOR, THE OPERATION PRESSURE, THE NOZZLE SIZES AND NUMBER OF SPRINKLER HEADS. THIS REPORT WILL BE DUE NOVEMBER 30 OF EACH YEAR.

41H 154134 00

THE PLACE OF USE IS THE CITY OF BOZEMAN.

THROUGH THIS CHANGE AUTHORIZATION, 41H 154134-00, 41H 154135-0, 41H 154137-00, & 41H 154138-00 COMBINED ARE LIMITED TO 3.8 CFS UP TO 301 AF ANNUALLY. SEE FINAL ORDER DATED 01/09/1985

41H 154135 00

THE PLACE OF USE IS THE CITY OF BOZEMAN.

THROUGH THIS CHANGE AUTHORIZATION, 41H 154134-00, 41H 154135-0, 41H 154137-00, & 41H 154138-00 COMBINED ARE LIMITED TO 3.8 CFS UP TO 301 AF ANNUALLY. SEE FINAL ORDER DATED 01/09/1985

41H 154137 00

THE PLACE OF USE IS THE CITY OF BOZEMAN.

THROUGH THIS CHANGE AUTHORIZATION, 41H 154134-00, 41H 154135-0, 41H 154137-00, & 41H 154138-00 COMBINED ARE LIMITED TO 3.8 CFS UP TO 301 AF ANNUALLY. SEE FINAL ORDER DATED 01/09/1985

41H 154138 00

THE PLACE OF USE IS THE CITY OF BOZEMAN.

THROUGH THIS CHANGE AUTHORIZATION, 41H 154134-00, 41H 154135-0, 41H 154137-00, & 41H 154138-00 COMBINED ARE LIMITED TO 3.8 CFS UP TO 301 AF ANNUALLY. SEE FINAL ORDER DATED 01/09/1985

41H 210899 00

COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 19966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.

PARENT("Z") FILE FOR THIS CLAIM IS 41H 119958-00.

41H 210900 00

COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.

PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.

41H 210902 00

E003 - Hyalite Creek

Water Right Number	REMARK
<u>41H 210902 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.	
<u>41H 210903 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.	
<u>41H 210904 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.	
<u>41H 211255 00</u>	
CLAIM FILED LATE 04/15/1985 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.	
<u>41H 214016 00</u>	
CLAIM FILED LATE 06/08/1989 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.	
WATER DIVERTED FROM A COLLECTION DITCH IS CONVEYED TO AN UNNAMED TRIBUTARY OF SOUTH DRY CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NWNWSE SEC 4 TWP 3S RGE 5E GALLATIN COUNTY.	
<u>41H 103604 00</u>	
THIS RIGHT INCLUDES HIGH OR FLOOD WATERS OF HYALITE CREEK.	
<u>41H 119961 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.	
<u>41H 119968 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
<u>41H 119975 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	
<u>41H 210901 00</u>	
COMBINED FLOW RATE FOR CLAIM NOS. 41H 119959-00, 41H 119960-00, 41H 119961-00, 41H 119962-00, 41H 119963-00, 41H 119964-00, 41H 119965-00, 41H 119966-00, 41H 119967-00, 41H 119968-00, 41H 119969-00, 41H 119970-00, 41H 119971-00, 41H 119972-00, 41H 119973-00, 41H 119974-00, 41H 119975-00, 41H 119976-00, 41H 119977-00, 41H 119978-00, 41H 210899-00, 41H 210900-00, 41H 210901-00, 41H 210902-00, 41H 210903-00 AND 41H 210904-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURES AND CONVEYANCE SYSTEM.	

E003 - Hyalite Creek

Water Right Number	REMARK
<u>41H 210901 00</u>	
PARENT ("Z") FILE FOR THIS CLAIM IS 41H 119958-00.	
<u>41H 214015 00</u>	
CLAIM FILED LATE 06/08/1989 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.	
WATER DIVERTED FROM A COLLECTION DITCH IS CONVEYED TO AN UNNAMED TRIBUTARY OF SOUTH DRY CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NWNWSE SEC 4 TWP 3S RGE 5E GALLATIN COUNTY.	
<u>41H 20736 00</u>	
THE PLACE OF USE IS THE CITY OF BOZEMAN.	
<u>41H 30008917</u>	
AKA MIDDLE CREEK.	
<u>41H 30008918</u>	
AKA MIDDLE CREEK	
<u>41H 30008933</u>	
AKA HYALITE CREEK.	
<u>41H 15887 00</u>	
IN ORDER TO PREVENT ADVERSE EFFECTS TO OTHER APPROPRIATORS DUE TO LOSS OF HISTORICAL RETURN FLOWS, THE APPROPRIATOR SHALL DIVERT, OR CAUSE TO BE DIVERTED, 21 AC-FT PER YEAR OF WATER AND SHALL APPLY THIS WATER TO THE INFILTRATION GALLERY BETWEEN MAY 14 AND JULY 31 OF EACH YEAR.	
NOTIFICATION REQUIREMENT: THE APPROPRIATOR SHALL RECORD A DOCUMENT IN THE COURTHOUSE THAT SHALL NOTIFY ALL CURRENT AND FUTURE LANDOWNERS THAT 1) WATER USE MUST BE MEASURED AND RECORDED AS DESCRIBED IN THIS CHANGE AUTHORIZATION; AND 2) A WATER RIGHT CANNOT BE OWNED BY A PRIVATE INDIVIDUAL, BUT MUST BE HELD IN THE NAME OF THE HOME OWNERS ASSOCIATION. THE APPROPRIATOR SHALL PROVIDE A COPY OF THE RECORDED DOCUMENT IDENTIFYING THESE RESTRICTIONS, FOR EACH LANDOWNER, TO THE BOZEMAN DNRC WATER RESOURCES REGIONAL OFFICE BY NOVEMBER 30 OF EACH YEAR.	
THE WATER RIGHT NUMBERS 41H 15887-00 & 41H 30155854 SHARE A FLOW RATE OF 282.74 GPM.	
WATER MEASUREMENT INFORMATION - AQUIFER RECHARGE: THE APPROPRIATOR SHALL INSTALL A MEASURING DEVICE CAPABLE OF RECORDING THE RATE AND VOLUME OF WATER DIVERTED INTO THE INFILTRATION GALLERY UNDER CHANGE 41H 30159389. THE APPROPRIATOR MUST RECORD THE VOLUME OF WATER DIVERTED INTO THE INFILTRATION GALLERY. SUCH RECORDS SHALL BE SUBMITTED TO THE BOZEMAN DNRC WATER RESOURCES OFFICE BY NOVEMBER 30 OF EACH YEAR. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING PROPERLY. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.	
<u>41H 30072687</u>	
ALSO KNOWN AS COMFORT SPRING	
<u>41H 18831 00</u>	
FLOW RATE FOR THIS RIGHT IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURE AND THE CONVEYANCE SYSTEM.	
<u>41H 30155854</u>	
THE WATER RIGHT NUMBERS 41H 15887-00 & 41H 30155854 SHARE A FLOW RATE OF 282.74.	
<u>41H 30159301</u>	
BASIN CLOSURE INFORMATION: THIS PERMIT IS SUBJECT TO THE CONDITION THAT THE TIMING AND QUANTITY OF WATER AVAILABLE WILL BE AT THE SOLE DISCRETION OF THE HOME 40 HOMEOWNERS ASSOCIATION IN ACCORDANCE WITH CHANGE AUTHORIZATION 41H 30143744 FOR CLAIMS 41H 15358-00 AND 41H 15849-00. FISHERIES USE MAY ONLY OCCUR AS A RESULT OF THE APPROPRIATION OF WATER ASSOCIATED WITH CHANGE AUTHORIZATION 41H 30143744 FOR CLAIMS 41H 15358-00 AND 41H 15849-00 FOR THIS USE TO BE CONSIDERED NON-CONSUMPTIVE PURSUANT TO §85-2-343 (2)(B), MCA.	
FISH WILDLIFE AND PARKS FISHPOND LICENSE REQUIREMENT: THE APPROPRIATOR SHALL ENSURE THAT THE POND IS PLANTED WITH LEGALLY OBTAINED FISH AND THAT A PRIVATE FISHPOND LICENSE IS OBTAINED AND SUBMITTED AT PROJECT COMPLETION, AFTER WHICH THIS CONDITION WILL BE REMOVED.	

E003 - Hyalite Creek

Water Right Number	REMARK
<u>41H 30159301</u>	THE FLOW RATE, VOLUME, AND TIMING OF WATER USED FOR FISHERIES PURSUANT TO THIS PERMIT IS SECONDARY AND ENTIRELY DEPENDENT ON THE HOME 40 HOMEOWNERS ASSOCIATION DIVERSION AND STORAGE OF WATER FOR IRRIGATION IN ACCORDANCE WITH CHANGE AUTHORIZATION 41H 30143744 FOR CLAIMS 41H 15358-00 AND 41H 15849-00. THE VOLUME AND FLOW RATE FOR THIS PERMIT SHALL NOT EXCEED THE AUTHORIZED FLOW RATE AND VOLUME ASSOCIATED WITH CHANGE AUTHORIZATION 41H 30143744 FOR CLAIMS 41H 15358-00 AND 41H 15849-00. THIS PERMIT IS A NON-CONSUMPTIVE, BOOTSTRAPPING PERMIT. THIS PERMIT REQUIRES NO ADDITIONAL WATER USE AS IT ADDS A FISHERY PURPOSE TO EXISTING PONDS.
<u>41H 30162240</u>	THE WATER RIGHT NUMBERS 41H 138866-00 & 41H 30162240 SHARE A FLOW RATE OF 3.75 CFS. THE WATER RIGHT WILL BE OPERATED IN THE FOLLOWING MANNER: AS SHOWN IN DEED.